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BY ELECTRONIC SUBMISSION

Ms. Jill I. Sugarman
Sr. Campaign Finance & Reviewing Analyst
Reports Analysis Division
Federal Election Commission
999 E Street, NW
Washington, DC 20463

Re:Transfers of Contributions Collected for the 2012 General Election Made by Elizabeth Crowley for Congress

Dear Ms. Sugarman:

We submit this letter on behalf of Elizabeth Crowley for Congress (?Committee?) in order to respond to your concerns regarding various transfers made by the Committee of contributions it had originally accepted for the 2012 General Election.

Ms. Crowley was a candidate for the 2012 Primary Election for the 6th Congressional District of New York. In order to support that candidacy, Ms. Crowley's authorized campaign committee accepted contributions for both the 2012 Primary and General Elections, in accordance with the restrictions imposed on such contributions by the Federal Campaign Finance Act (?FECA?) and Federal Election Commission's (?FEC?) regulations. After losing the Primary Election, Ms. Crowley terminated her candidacy, and the Committee undertook a winding down of its operations. One part of such winding down was the disposition of contributions accepted by the Committee for the General Election.

Although candidates for Federal office have the benefit of a separate contribution limit for each the Primary and General Election in which they participate, once Ms. Crowley lost her Primary Election contest, she was prevented from being a candidate in the General Election. Therefore, she could not have the benefit of the General Election contribution limit. Pursuant to FEC regulations 11 CFR 102.9(e)(3), 110.1(b)(3)(i), and 110.2(b)(3)(i), the Committee had to either refund, redesignate, or reattribute the contributions received for the General Election. Had the Committee not undertaken such action, contributions received for the General Election would have constituted contributions above the legal contribution limit for the Primary Election, since Ms. Crowley did not participate in the General Election.

In its effort to comply with the law and regulations, the Committee relied upon FEC Advisory Opinion 2012-06 which addressed a materially indistinguishable set of facts. The Opinion was in response to a request from Rickperry.org. In
